

Holland as Sherrieff of the said County before that time had and made for Divers other Sums of Tobacco by the same Francis as Sherrieff of the said County During his Continuance afs^d in the said Sherrieffs office to the Use of the said Thomas had and received And So thereof being Indebted the Same Francis Holland afterw^d To Witt the Same Day and Year last mentiond at the County afs^d in Consideration thereof Upon himself Did Assume and unto the same Thomas Bordley in his lifetime then and there faithfully Promised that he the Afores^d Francis Holland the same Sixteen thousand Six Hundred Eighty and three Pounds of Tobacco unto the same Thomas Bordley well and faithfully would Pay and Content Nevertheless the aforesaid Francis Holland his promise and assumption afs^d nothing regarding But Minding an fraudulently Intending the afs^d Thomas Bordley in his life time And the afs^d Ariana after the Death of the same Thomas Bordley in this Part Craftilly and Subtilly to Deceive and Defraud the afs^d Sum of Tobacco last Mentioned or any pound thereof unto the afs^d Thomas in his lifetime or unto the same Ariana after the Death of the said Thomas hath not Paid or in any Sort Contented According to the tenour of the Condition afs^d (altho' that to Do the afores^d Francis Holland after the Promise and Assumption afores^d Made To Witt the Ninth Day of September Anno Dom: Seventeen Hundred Twenty and two And often before and afterw^d And by her the said Ariana after the Death of the Said Thomas Bordley To Witt the Eleventh Day of December Anno Dom: Seventeen Hundred twenty and Six at the County afs^d was required) But that unto them to Pay [833] Or any wise to Content hath altogether refused And that unto the Same Ariana to Pay or anywise to Content still Doth refuse Contrary to the form and Effect of the Condition afs^d And this the same attorney Gen^l is ready to verifie Wherefore for the said Lord Propry he prayeth Judgm^t for the Debt afs^d and the Damage by Occation of Detaining the same Debt unto the said Lord Propry to be Adjudged etc: And the same Attorney Gen^l bringeth hereinto Court the Letters Testamentary of the Afs^d Thomas Bordley Whereby it will fully Appear to the Court here that the said Ariana is Executrix of the Testament Afs^d of the said Thomas Bordley And that thereof she hath Administration etc: With this that the afs^d attorney Gen^l Doth verifie that the afs^d Thomas Bordley in his Life always hath been An Inhabitant of the afores^d Province And that the said Ariana at all times hitherto hath been and Still is an Inhabitant of the Same Province To Witt at Baltemore County afs^d etc: And the said John saith that true it is the said Francis Holland as Sherrieff of the said Baltemore County was on the said twenty fourth Day of December One thousand Seven Hundred and twenty One in Baltemore County afs^d Intrusted by the said Thomas Bordley with the Collection of and Accounting for Nineteen thousand Nine Hund^d and ninety Six pounds of Tobacco Due to the said Thomas Bordley by virtue of his Office of Comissary Gen^l afores^d from Sundry Persons Living in Baltemore County afores^d And Also that